

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

WILLIE E. DENNIS,

Plaintiff,

-against-

K & L GATES, LLP, ET AL.,

Defendants.

20-CV-9393 (CM)

ORDER

COLLEEN McMAHON, Chief United States District Judge:

By order dated November 20, 2020, the Court directed Plaintiff to pay the \$400.00 filing fee or submit a request to proceed *in forma pauperis* within thirty days. (ECF No. 8.)¹ The Court notified Plaintiff that this action would be dismissed if he failed to do so.

Defendants entered an appearance and have moved to stay the action pending disposition of their motion in the Superior Court of the District of Columbia to compel arbitration. (ECF Nos. 5-7.) They also notified the Court that documents served on Plaintiff at his address of record have been returned as undeliverable. (ECF No. 10.)

By letter dated December 14, 2020, Plaintiff requested an extension of time to oppose Defendants' motion, due to "family and COVID-19 related issues." (ECF No. 11.) His letter did not include his address, and he did not notify the Court of any change in his address of record. Plaintiff also did not respond to the Court's November 20, 2020 order notifying him that the action cannot proceed unless the filing fee is paid or waived.

Accordingly, the Court extends the time for Plaintiff to pay the filing fee or apply for a waiver of the filing fee for 30 days from the date of this order. If Plaintiff fails to do so within the time allowed,

¹ Because this action was filed before the December 1, 2020, effective date of the increase in the administrative fee to \$52.00, Plaintiff's filing fee for this action is \$400.00— a \$350.00 filing fee and \$50.00 administrative fee— not \$402.00.

the Court will dismiss the action without prejudice. Plaintiff must also notify the Court in writing of his current address of record within 30 days from the date of this order.

Further briefing on Defendants' motion is stayed. If Plaintiff pays the filing fee or is granted a waiver of the filing fee, the Court will set a briefing schedule for Defendants' motion. The Clerk of Court is directed to mail a copy of this order, noting service on the docket.

SO ORDERED.

Dated: December 16, 2020
New York, New York

A handwritten signature in black ink, appearing to read "Colleen McMahon", is written over a horizontal line.

COLLEEN McMAHON
Chief United States District Judge